

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE: MOVEIT CUSTOMER DATA  
SECURITY BREACH LITIGATION

MDL No. 1:23-md-03083-ADB-PGL

Judge Allison D. Burroughs

This Document Relates To:  
C.A. No. 1:23-cv-12711

STEPHEN GILMORE, on behalf of himself  
and all others similarly situated,

Plaintiff,

v.

THE BANK OF CANTON and PROGRESS  
SOFTWARE CORPORATION,

Defendants.

**PLAINTIFF’S UNOPPOSED MOTION FOR FINAL APPROVAL OF PROPOSED  
CLASS ACTION SETTLEMENT**

Pursuant to Rule 23(e) of the Federal Rules of Civil Procedure, Plaintiff Stephen Gilmore (“Plaintiff”) in the above-captioned action and consolidated in this MDL, hereby moves this Court for entry of an Order: (1) finally approving the proposed Class Action Settlement Agreement and Release between himself and Defendant The Bank of Canton (“Defendant” or “The Bank of Canton”) as fair, reasonable, and adequate; (2) finally certifying, for purposes of the Settlement only, the following Settlement Class:

All current, former, and/or prospective customers of The Bank of Canton in the United States whose Personally Identifiable Information was included in files impacted by the MOVEit Security Incident.

Excluded from the Settlement Class are (i) The Bank of Canton and The Bank of Canton’s officers, directors, legal representatives, successors, subsidiaries, and assigns; (ii) any judge, justice, or judicial officer presiding over the Litigation and the members of their immediate families and judicial staff; (iii) Class Counsel, their

staff members, and their immediate family; and (iv) any individual not included in the Class List.

(3) confirming that the notice plan approved by the Court in its March 11, 2025 Preliminary Approval Order (ECF No. 1416) has been fully and sufficiently effectuated; (4) finally appointing Plaintiff as the Settlement Class Representative; (5) finally appointing Lead Counsel and Liaison & Coordinating Counsel to act on behalf of the Settlement Class and the Settlement Class Representative with respect to the Settlement; (6) entering the proposed final judgment; and (7) granting such other and further relief as may be just and appropriate.

This Motion is based upon the record in this case as well as the concurrently filed: (1) Memorandum of Law in Support of Plaintiff's Motion for Final Approval; (2) Declaration of Gary F. Lynch in Support of Plaintiff's Motion for Final Approval; (3) Declaration of Cameron A. Azari Regarding Notice Program, and (4) Declaration of Brooks R. Brown Regarding Notice Pursuant to the Class Action Fairness Act, as well as any additional materials and argument that may be presented to the Court.

Dated: September 19, 2025

Respectfully submitted,

By: /s/ Kristen A. Johnson

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*Lead Counsel for Plaintiffs*

**LOCAL RULE 7.1 CERTIFICATION**

I hereby certify that, pursuant to Local Rule 7.1(a)(2), that Class Counsel has conferred in good faith with counsel for Defendant The Bank of Canton, and Defendant does not oppose this Motion.

Dated: September 19, 2025

/s/ Gary F. Lynch

Gary F. Lynch

**CERTIFICATE OF SERVICE**

I hereby certify that, on this date, the foregoing document was filed electronically via the Court's CM/ECF system, which will send notice of the filing to all counsel of record.

Dated: September 19, 2025

/s/ Kristen A. Johnson

Kristen A. Johnson